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S. Sand
2/9/01**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of

FARBER et al.Group Art Unit: 2756
Examiner: Almari ROMERO

Appln. No. 09/612,598 -

Filed: July 7, 2000

For: **OPTIMIZED NETWORK RESOURCE LOCATION**

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December 14, 2000

PRELIMINARY AMENDMENTHon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

This Preliminary Amendment is being filed with a Revised Request for Interference.

Please enter the following claim amendments:

IN THE CLAIMS:

Please cancel claims 25-40.

REMARKS

By this Amendment, claims 25-40 have been cancelled without prejudice or disclaimer of their subject matter. Those claims are being cancelled in order to expedite their request for interference in this application. Applicants may file those claims in another continuing application. Upon entry of this Amendment, claims 41-61 will be pending in this application.

In conjunction with the herewith Revised Request for Interference, all applicable requirements of 37 CFR § 1.607 having been complied with, it is respectfully requested that

APPLICATION of FARBER *et al.* — Appln. No. 09/612,598

an interference be declared between the present application and with Leighton *et al.*, U.S.

Patent No. 6,108,703.

Respectfully submitted,

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By


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

FARBER et al.Group Art Unit: 2756
Examiner: Almari ROMERO

Appln. No. 09/612,598

Divisional of Appln. No.: 09/021,506 (filed February 10, 1998)

Filed: July 7, 2000

For: **OPTIMIZED NETWORK RESOURCE LOCATION**

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December 14, 2000

**AMENDMENT AND REVISED REQUEST FOR INTERFERENCE
UNDER 35 U.S.C. § 135 AND 37 C.F.R. § 1.607**Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Applicants filed a Request for Interference on September 18, 2000 and requested advancement of examination of this application on October 3, 2000 and again, by petition, on November 7, 2000. These various papers were filed in order to place this application in interference with U.S. Patent No. 6,108,703 ("the '703 Patent").

Applicants thank Special Examiner Robert Wienhardt for the courtesies extended applicants' representative during their various telephone conferences regarding the petition to make this application special. As noted in one of those conferences, applicant is presently involved in an ongoing litigation with the owner and with the exclusive licensee of the '703 Patent.

